



9-13-05

FFW

## AMENDMENT TRANSMITTAL LETTER

Docket No.  
62069DIV2(51590)Application No.  
10/823,365-Conf. #4859Filing Date  
April 13, 2004Examiner  
G. W. MitchellArt Unit  
1617

Applicant(s): Gavril W. Pasternak et al.

Invention: TOPICAL ANESTHETIC/OPIOID FORMULATIONS AND USES THEREOF

## TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims		- 20 =		x	
Independent Claims		- 3 =		x	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify):					
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:</b>					0.00

☐ Large Entity☒ Small Entity☒ No additional fee is required for this amendment.☐ Please charge Deposit Account No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_.  
A duplicate copy of this sheet is enclosed.☐ A check in the amount of \$ \_\_\_\_\_ to cover the filing fee is enclosed.☐ Payment by credit card. Form PTO-2038 is attached.☒ The Director is hereby authorized to charge and credit Deposit Account No. 04-1105  
as described below. A duplicate copy of this sheet is enclosed.☒ Credit any overpayment.☒ Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.

Amy Leahy  
Amy M. Leahy  
Attorney Reg. No.: 47,739

Dated: September 12, 2005

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I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: September 12, 2005

Signature: Denise Kacinski (Denise Kacinski)



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Pasternak et al. Confirmation No. 4859  
U.S. Serial No. 10/823,365 Examiner: Mitchell, Gregory W  
Filed: April 13, 2004 Group Art Unit: 1617  
For: TOPICAL ANESTHETIC/OPIOID FORMULATIONS AND USES  
THEREOF

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**CERTIFICATE OF EXPRESS MAIL**

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service in an envelope addressed to MS Amendment, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 as "Express Mail Post Office to Addressee" Mailing Label No. EV 738115608 US on September 12, 2005.

Date: September 12, 2005

*Denise Kacinski*  
Denise Kacinski

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Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT AND RESPONSE TO RESTRICTION REQUIREMENT**

Sir:

This paper is submitted in response to the Restriction Requirement mailed on August 11, 2005.